

1 THE HONORABLE JOHN C. COUGHENOUR
2
3
4
5
6

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 BRANDAN WILKINS,

14 Defendant.

CASE NO. CR19-0063-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Defendant's unopposed motion to continue the
18 trial date (Dkt. No. 20). Defendant has filed a speedy trial waiver up to and including November
19 11, 2019. (Dkt. No. 21.) Having thorough considered the motion and Defendant's waiver, the
20 Court FINDS that:

- 21 1. Taking into account the exercise of due diligence, a continuance is necessary to allow the
22 defense the reasonable time for effective preparation, including reviewing the evidence,
23 considering possible defenses, and gathering evidence material to the defense, 18 U.S.C.
24 § 3161(h)(7)(B)(iv);
- 25 2. Proceeding to trial absent adequate time for the defense to prepare would result in a
26 miscarriage of justice, 18 U.S.C. §3161(h)(7)(B)(i); and

3. A continuance is necessary to ensure adequate time for defense investigation, effective trial preparation, and an opportunity for Defendant to benefit from these efforts. On this basis, the Court finds that the ends of justice served by granting this continuance outweigh the best interests of the public and Defendant in a speedy trial, 18 U.S.C. § 3161(h)(7)(A).

Therefore, the Court GRANTS Defendant's motion (Dkt. No. 20) and ORDERS that trial shall be continued from May 28, 2019 to October 28, 2019 at 9:30 a.m., and that the time between the date of this order and the new trial date is excludable time under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A), 3161(h)(7)(B)(ii), 3161(h)(7)(B)(iv) and 3161(h)(6). Any pre-trial motions shall be filed no later than September 13, 2019

DATED this 6th day of May 2019.

William M. McCool
Clerk of Court

s/Tomas Hernandez
Deputy Clerk